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Lemaire Patent Law Firm, P.L.L.C.  
P.O. Box 11358  
St Paul, MN 55111

AUG 11 2005

In re Application of:  
Leonard H. Bieman.  
Serial No.: 09/111,978  
Filed: July 8, 1998  
Attorney Docket No.: 5139.045USR

DECISION SUA SPONTE  
WITHDRAWING HOLDING  
OF ABANDONMENT


This is a decision, *sua sponte*, withdrawing the holding of abandonment of the above-identified application.

A decision on appeal by the Board of Patent Appeals and Interferences (BPAI) was mailed on April 1, 2005 affirming the final rejections by the examiner of all pending claims in the application. A Notice of Abandonment was mailed on July 1, 2005.

Although no petition or request to withdraw the holding of abandonment in this application has been filed, the Notice of Abandonment is hereby vacated, the holding of abandonment withdrawn and the application restored to pending and under appeal status in view of the fact that the appellant has filed a request for reconsideration of the BPAI decision on May 31, 2005. The request for reconsideration was not associated with the application file at the time the Notice of Abandonment was mailed but has since been matched with the file.

Jurisdiction is now with the BPAI for rendering a decision on the request for reconsideration.

Any inquiry regarding this decision should be directed to Hien H. Phan, Special Program Examiner, at (571) 272-1606.

  
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Janice A. Falcone, Group Director  
Technology Center 2800

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